

**REMARKS**

Claims 1 and 23–44 are pending in the present application. Claims 2–22 were previously canceled in a preliminary amendment filed with the instant application.

Claim 1 was amended herein, and claims 23–44 were added.

Reconsideration of the claims is respectfully requested.

**35 U.S.C. § 101 (Double Patenting)**

Claim 1 was rejected under 35 U.S.C. § 101 on the grounds of nonstatutory obviousness-type double patenting over parent U.S. Patent No. 6,691,308. This rejection is respectfully traversed.

Amended independent claim 1 recites selecting information regarding an instruction within the read only memory to compare with counterpart information regarding an instruction within the cache memory based on one or more flags associated with a cache line at a specified address within the cache memory. Such a feature is not recited in any claim within U.S. Patent No. 6,691,308.

Therefore, the rejection of claim 1 under 35 U.S.C. § 101 has been overcome.

**35 U.S.C. § 102 (Anticipation)**

Claim 1 was rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,049,672 to *Shiell et al.* This rejection is respectfully traversed.

A claim is anticipated only if each and every element is found, either expressly or inherently described, in a single prior art reference. The identical invention must be shown in as complete detail as is contained in the claim. MPEP § 2131 at p. 2100-67 (8<sup>th</sup> ed. rev. 6 September 2007).

Amended independent claim 1 recites selecting information regarding an instruction within the read only memory to compare with counterpart information regarding an instruction within the cache memory based on one or more flags associated with a cache line at a specified address within the cache memory. Such a feature is not found in the cited reference.

Therefore, the rejection of claim 1 under 35 U.S.C. § 102 has been overcome.

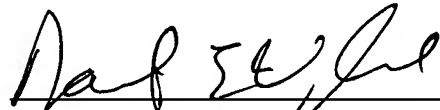
If any issues arise, or if the Examiner has any suggestions for expediting allowance of this Application, the Applicant respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *dvenglarik@munckbutrus.com*.

The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

MUNCK BUTRUS CARTER, P.C.

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Daniel E. Venglarik  
Registration No. 39,409

P.O. Box 802432  
Dallas, Texas 75380  
(972) 628-3621 (direct dial)  
(972) 628-3600 (main number)  
(972) 628-3616 (fax)  
E-mail: *dvenglarik@munckbutrus.com*